

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO.:</b>
<b>v.</b>	<b>:</b>	<b>DATE FILED:</b>
<b>CHRISTOPHER ROBERTS</b>	<b>:</b>	<b>VIOLATIONS:</b>
<b>BRENTON HOLMES</b>	<b>:</b>	<b>18 U.S.C. § 1951(a) (conspiracy to</b>
	<b>:</b>	<b>interfere with interstate commerce by</b>
	<b>:</b>	<b>robbery - 1 count)</b>
	<b>:</b>	<b>18 U.S.C. § 1951(a) (interference with</b>
	<b>:</b>	<b>interstate commerce by robbery - 1</b>
	<b>:</b>	<b>count)</b>
	<b>:</b>	<b>18 U.S.C. § 924(c)(1) (using and</b>
	<b>:</b>	<b>carrying a firearm during a crime of</b>
	<b>:</b>	<b>violence - 1 count)</b>
	<b>:</b>	<b>18 U.S.C. §2 (aiding and abetting)</b>
		<b>Notice of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

At all times material to this indictment:

1. The Dunkin' Donuts store, located at 6620 North Broad Street in Philadelphia, Pennsylvania, was a business engaged in the retail sale of fast food and packaged goods and was an enterprise engaged in and affecting interstate commerce.

2. On or about September 25, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**CHRISTOPHER ROBERTS and  
BRENTON HOLMES**

conspired and agreed to commit robbery, which robbery would unlawfully obstruct, delay, and affect commerce, and the movement of articles and commodities in commerce, in that defendants ROBERTS and HOLMES conspired to unlawfully take and obtain property, that is, money, from

the Dunkin' Donuts store in the presence of employees of the business, and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to their persons and property, in violation of Title 18, United States Code, Section 1951(a), (b)(1), and (b)(3).

### **MANNER AND MEANS**

3. It was part of the conspiracy that defendants CHRISTOPHER ROBERTS AND BRENTON HOLMES robbed the Dunkin' Donuts store at gunpoint, using a sawed-off shotgun, and stole approximately \$863 in cash.

### **OVERT ACTS**

In furtherance of this conspiracy and to accomplish its objects, defendants CHRISTOPHER ROBERTS and BRENTON HOLMES committed the following overt acts, among others, in Philadelphia, in the Eastern District of Pennsylvania, on or about September 25, 2008:

1. Defendants CHRISTOPHER ROBERTS, who was armed with a Harrington and Richardson sawed-off shotgun, and BRENTON HOLMES entered the Dunkin' Donuts store at 6620 North Broad Street in Philadelphia, Pennsylvania.

2. Defendant CHRISTOPHER ROBERTS pointed the sawed-off shotgun at an employee of the Dunkin' Donuts store.

3. Defendants CHRISTOPHER ROBERTS and BRENTON HOLMES jumped over the counter and ordered employees to empty the cash registers into a bag and hand it over to them.

4. Defendant CHRISTOPHER ROBERTS forced open the door to an office, entered the office, pointed the sawed-off shotgun at an employee, and ordered other employees to get on the floor behind the counter.

5. Defendants CHRISTOPHER ROBERTS and BRENTON HOLMES stole approximately \$863 cash from the store's cash registers and fled through a back door.

6. Defendant CHRISTOPHER ROBERTS went to his residence to change clothes and hide the sawed-off shotgun.

7. Defendants CHRISTOPHER ROBERTS and BRENTON HOLMES split the proceeds of the robbery.

All in violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraph 1 of Count One of this indictment is incorporated here.
2. On or about September 25, 2008, in Philadelphia, in the Eastern District of

Pennsylvania, defendants

**CHRISTOPHER ROBERTS and  
BRENTON HOLMES**

obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, by robbery, in that, defendants ROBERTS and HOLMES unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, approximately \$863 in United States currency from the Dunkin' Donuts store, in the presence of employees of the store and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person and property, that is, by brandishing a sawed-off shotgun at employees, forcing employees to the floor, and stealing approximately \$863 in United States currency .

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about September 25, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**CHRISTOPHER ROBERTS and  
BRENTON HOLMES**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is a Harrington and Richardson shotgun, serial number 50402, with the barrel sawed-off to a length of 12 ½ inches, during and in relation to a crime of violence for which each may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery, and interference with interstate commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1)(A)(ii), (c)(1)(B)(i), and 2.

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

As a result of the violation of Title 18, United States Code, Section 924(c)(1), as set forth in this indictment, defendants

**CHRISTOPHER ROBERTS and  
BRENTON HOLMES**

shall forfeit to the United States of America, the firearm and ammunition involved in the commission of such offense, including, but not limited to:

- (a) one Harrington and Richardson shotgun, serial number 50402, with the barrel sawed-off to a length of 12 ½ inches.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

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**GRAND JURY FOREPERSON**

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**LAURIE MAGID**  
**Acting United States Attorney**